

REMARKS

The present communication is a response to a requirement for restriction. Pursuant to that requirement for restriction, Applicant elects the invention classified in Group I to which claims 1 to 8 drawn to a heating element for igniting a pyrotechnic charge are directed.

The requirement for restriction is respectfully traversed. The basis for restriction is the contention by the Examiner has the product recited in the elected Group I claims can be made by another and materially different method from that recited in claims 9 to 13.

Applicant submits that Applicant is not aware of any other method which will result in the product. The Examiner has asserted that another method might well be the formation of a metallic coil with electrical connections but Applicant does not see how, even if it were a coil the heating element could not be made by the method of claim 9 and would not fall within the scope of claim 1. For example, certainly the configuration of the structure of claim 1 would not contradict anything in claim 9 nor would any structure made by the method of claim 9 fall outside the scope of claim 1. Accordingly, claim 1 and claim 9 are so closely related that it cannot be said that any product made by the method of claim 9 would be outside the scope of claim 1 or that there is a materially different method which could lead to the product of

claim 1. Thus the restriction requirement is not proper and an action should be awarded on the merits of all of the claims in the case.

Respectfully submitted,
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